



IAP12 Rec'd PCT/PTO 05 SEP 2007 *PCT*

Dkt. 69587-A-PCT-US/JPW/IA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Koji Nakanishi, et al.
U.S. Serial No. : 10/579,162
Filed : as §371 national stage of PCT
International Application No.
PCT/US2004/037412, filed November 9,
2004
For : SEPARATION OF GINKGOLIDE AND
BILOBALIDE FROM G. BILOBA

1185 Avenue of the Americas
New York, New York 10036
August 31, 2007

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**COMMUNICATION IN RESPONSE TO FEBRUARY 2, 2007
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)
AND PETITION FOR A FIVE MONTH EXTENSION OF TIME**

This Communication is submitted in response to the February 2, 2007 Notification Of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US) issued by the United States Patent and Trademark Office in connection with the above-identified application. The February 2, 2007 Notice, a copy of which is attached hereto as **Exhibit A**, provides two (2) months for filing a response. Therefore, a response to the February 2, 2007 Notice was originally due April 2, 2007. Applicants hereby request a five-month extension of time. The required fee for a five-month extension of time for a small entity is \$1080.00, and a check

Applicants: Koji Nakanashi, et al.
U.S. Serial No.: 10/579,162
Filed: as §371 national stage of PCT/US2004/037412
Page 2

which includes this amount is enclosed. With a five month extension of time, a response to the February 2, 2007 Notice is now due September 2, 2007. Accordingly, this Communication is being timely filed.

Remarks

The February 2, 2007 Notification indicates that the oath or declaration filed is not executed in accordance with 37 C.F.R. §1.66 and §1.68. In response, applicants submit hereto as **Exhibit B** a copy of a signed inventors' Declaration and Power of Attorney pursuant to 35 U.S.C. §371. In compliance with 37 C.F.R. §1.497, the enclosed Declaration refers to the application's above-identified U.S. Serial Number and to the PCT International Application and its international filing date. Applicants also submit the required surcharge of \$65.00 for a small entity.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fees, other than the enclosed \$1080.00 fee for a five-month extension of time and the enclosed \$65.00 surcharge for late filing of the inventors' declaration are deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such additional fee to Deposit Account No. 03-3125.

09/07/2007 MKAYPAGH 00000070 10579162
01 FC:2617 65.00 OP

09/07/2007 MKAYPAGH 00000070 10579162
02 FC:2255 1080.00 OP

Applicants: Koji Nakanashi, et al.
U.S. Serial No.: 10/579,162
Filed: as §371 national stage of PCT/US2004/037412
Page 3

Respectfully submitted,


John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

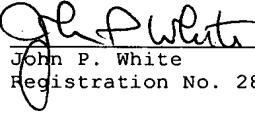
 August 31, 2007
John P. White Date
Registration No. 28,678

EXHIBIT A



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/579,162	Koji Nakanishi	69587-A-PCT-US/JPW/CH
23432 COOPER & DUNHAM, LLP 1185 AVENUE OF THE AMERICAS NEW YORK, NY 10036		INTERNATIONAL APPLICATION NO.
		PCT/US04/37412
I.A. FILING DATE		PRIORITY DATE
11/09/2004		11/12/2003
CONFIRMATION NO. 8923		
371 FORMALITIES LETTER		
OC000000021991315		

Date Mailed: 02/02/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/11/2006
- Copy of the International Search Report filed on 05/11/2006
- Preliminary Amendments filed on 05/11/2006
- Information Disclosure Statements filed on 05/11/2006
- Oath or Declaration filed on 05/11/2006
- Request for Immediate Examination filed on 05/11/2006
- U.S. Basic National Fees filed on 05/11/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

Applicants: Koji Nakanishi, et al.
U.S. Serial No. 10/579,162

Filed: as §371 national stage of
PCT/US2004/037412, filed November 9
2004

Exhibit A

- **\$65 Surcharge.**

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/579,162	PCT/US04/37412	69587-A-PCT-US/JPW/CH

- FORM PCT/DO/EO/905 (371 Formalities Notice)

EXHIBIT B